

ILLINOIS COMMERCE COMMISSION
Springfield, Illinois

REC-100
MAY 25 2000

ILLINOIS COMMERCE COMMISSION
RAILROAD ENGR. SEC.

State of Illinois
Department of Transportation,
Petitioner,
v.

Toledo, Peoria and Western Railway Co.
and City of Watseka
Respondents.

Docket No. T00-0025

to interconnect the traffic signals at the intersection of U.S. 24 and Second Street with the railroad warning devices at the Second Street at-grade crossing of the TP&W single main line track and to establish the amount of minimum preemption time provided by TP&W to the Department for the traffic signal preemption sequence at said intersection, (2) to interconnect the traffic signals at the intersection of U.S. 24 and Third Street with the railroad warning devices at the Third Street at-grade crossing of the TP&W single main line track and to establish the amount of minimum preemption time provided by TP&W to the Department for the traffic signal preemption sequence at said intersection, (3) to interconnect the traffic signals at the intersection of U.S. 24 and Fourth Street with the railroad warning devices at the Fourth Street at-grade crossing of the TP&W single main line track and to establish the amount of minimum preemption time provided by TP&W to the Department for the traffic signal preemption sequence at said intersection, (4) to interconnect the traffic signals at the intersection of U.S. 24 and Fifth Street with the railroad warning devices at the Fifth Street at-grade crossing of the TP&W single main line track and to establish the amount of minimum preemption time provided by TP&W to the Department for the traffic signal preemption sequence at said intersection and (5) to interconnect the traffic signals at the intersection of U.S. 24 and Eighth Street with the railroad warning devices at the Eighth Street at-grade crossing of the TP&W single main line track and to establish the amount of minimum preemption time provided by TP&W to the Department for the traffic signal preemption sequence at said intersection, all of which are located in Watseka, Illinois.

MOTION TO CONTINUE

NOW COMES Respondent, State of Illinois, Department of Transportation, Division of Highways, ("Department"), by its attorney Jim Ryan, Illinois Attorney General, and respectfully requests that the Commission continue this matter and in support of its Motion to Continue, states as follows:

1. That a hearing on this matter is currently scheduled for May 26, 2000, at 10:00 a.m. before the Commission at its Springfield offices.

DOCKETED

2. That the Respondent, Toledo, Peoria & Western Railway Co. (TP&W) submitted its detailed estimate relative to the above-referenced project on May 17, 2000.

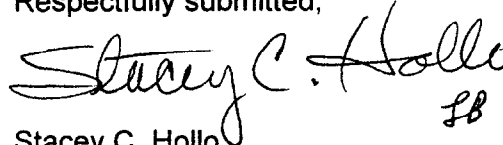
3. That according to said estimate, not only will the five locations made a part of these proceedings need adjustments and/or improvements but an additional eleven adjacent crossings are listed as requiring adjustments and/or improvements.

4. That due to the location of the five locations in question and their proximity to adjacent crossings, the resulting design is complex and requires further review by the Department.

5. That the May 26, 2000 setting will not afford the Department adequate time to comprehensively review the estimates and designs submitted by Respondent TP&W.

WHEREFORE, the State of Illinois, Department of Transportation, respectfully requests that the Commission grants its Motion to Continue and reschedule a hearing to be held on this matter no sooner than six (6) weeks.

Respectfully submitted,

LB

Stacey C. Hollo
Special Assistant Attorney General

Dated May 24, 2000

Illinois Department of Transportation
2300 South Dirksen Parkway, Room 311
Springfield, Illinois 62764
Telephone (217)782-3215

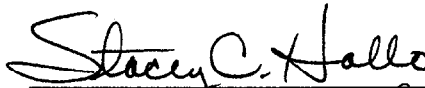
TRANSPORTATION

DIVISION

)Docket No. T00-0025

PLEASE TAKE NOTICE that I have this 24th day of May, 2000, forwarded to Mr. Kevin Sharpe, Director of Processing, Transportation Division, of the Illinois

Commerce Commission, Springfield, Illinois, for filing in the above matter, a Motion to Continue, a copy of which is attached hereto and hereby served upon you.

A handwritten signature in cursive script, reading "Stacey C. Hollis".

Stacey C. Hollis *SB*
Special Assistant Attorney General
2300 South Dirksen Parkway
Room 311
Springfield, Illinois 62764
(217) 782-3215

Counsel for the Illinois
Department of Transportation

PROOF OF SERVICE

The undersigned hereby certifies that a copy of the foregoing instrument was served upon the addressees listed below by facsimile and by mailing a true and correct copy via first class mail, postage pre-paid and depositing the same in the United States Mail, Springfield, Illinois, this 24th day of May, 2000:

Stacy C. Hollo

Mike Hains
Toledo, Peoria and Western Railway Corporation
1990 E. Washington Street
E. Peoria, Illinois 61611-2961
Fax: 309-698-8120

Arthur T. Horner, Mayor
City of Watseka
231 E. Oak Street
Watsoka, IL 60970-1345
Fax: 815-432-2041

Diane Tegtmeyer
City Clerk
231 E. Oak
Watsoka, Illinois 60970
Fax: 815-432-2041